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KEAHOLE DEFENSE COALITION, INC.  
c/o KEICHI IKEDA  
P.O. Box 5618  
Kailua-Kona, Hawaii 96745

PUBLIC UTILITIES  
COMMISSION

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FILED

BEFORE THE PUBLIC UTILITIES COMMISSION  
STATE OF HAWAII

In the Matter of the )	DOCKET NO. 05-0315
Application of )	
HAWAII ELECTRIC LIGHT COMPANY, )	KEAHOLE DEFENSE COALITION,
INC. )	INC.'S MOTION TO PARTICIPATE
for Approval for Rate Increases )	IN DOCKET; VERIFICATION AND
and Revised Rate Schedules and )	AFFIDAVIT OF KEICHI IKEDA
Rules. )	
_____ )	
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KEAHOLE DEFENSE COALITION, INC.'S  
MOTION TO PARTICIPATE IN DOCKET

KEAHOLE DEFENSE COALITION, INC., a Hawaii nonprofit corporation, having a principal place of business in North Kona, County and State of Hawaii, moves the Public Utilities Commission for leave to participate in this Docket pursuant to HAR Title 6, Chapter 61, Section 6-61-56.

This motion is based upon the following representations:

Interest of the Applicant

1. Keahole Defense Coalition, Inc. ("KDC" hereafter) is a nonprofit corporation that is chartered to protect the public's interest in matters relating to Hawaii Electric Light Company, Inc.'s ("HELCO" hereafter) expansion of the Keahole Generating Station at Kalaea, North Kona, County and State of Hawaii.

2. With the support of many hundreds of local residents, KDC participated in proceedings before federal, state and local agencies relating to HELCO's expansion of the Keahole Generating Station and through its participation in such proceedings, KDC secured measures to mitigate the environmental and other impacts arising from HELCO's expansion of the Keahole Generating Station for the public's interest.

3. In addition, as part of a settlement, KDC and HELCO agreed that KDC's participation in this Docket is appropriate.

4. KDC's interest in this Docket would be to ensure that ratepayers are not required to pay costs, cost increases and expenses that were neither reasonable nor prudently incurred by HELCO in the expansion of the Keahole Generating Station.

#### KDC's Position

5. KDC believes that substantial amounts of the construction costs, cost increases, administrative and legal expenses incurred by HELCO were caused by HELCO's decision to disregard applicable laws and procedures in HELCO's effort to increase the electrical generating capacity on the Island of Hawaii, which decision was neither reasonable nor prudent and which decision resulted in costs, cost increases and expenses that HELCO could have avoided through the exercise of reason and prudence.

6. KDC believes further that such costs, cost increases and expenses should not be passed on to the ratepayers.

7. If such costs, cost increases and expenses were passed on to the ratepayers, utilities would be encouraged to act

unreasonably and imprudently because they will not be required to bear the economic consequences for actions that are neither reasonably nor prudently undertaken.

Extent to Which KDC's Participation May Broaden  
the Issues in this Docket

8. The subject matter in this Docket that KDC wishes to address involves the determination and validity of costs, cost increases and expenses that HELCO may add to its rate base and pass on to the ratepayers.

9. This subject lies at the heart of HELCO's petition in this Docket and, therefore, KDC's participation falls within the scope of this Docket and will not broaden the issues in this Docket.

Extent to Which KDC's Interest Will Not  
Be Represented by Existing Parties

10. Although the Office of Consumer Advocate represents the interests of the public at large in this Docket, the Office of Consumer Advocate was not a party to all of the proceedings described in Paragraphs 2 and 3, above.

11. KDC's participation in such proceedings gives KDC unique, first-hand and intimate knowledge of events that give rise to costs, cost increases and expenses that HELCO incurred in the expansion of the Keahole Generating Station and, more importantly, costs, cost increases and expenses that HELCO unreasonably and imprudently incurred.

12. In this respect, the Office of Consumer Advocate may not be able to fully represent KDC and KDC's constituents' interest unless KDC is allowed to participate in this Docket.

13. KDC will be able to assist the Public Utilities Commission in its review of the issues presented in this Docket.

#### KDC's Expertise and Knowledge

14. KDC's expertise and knowledge is that which KDC has gained from its participation in the proceedings described in Paragraphs 2 and 3, above, that covered a period of more than 10 years, including the monitoring of HELCO's construction activities at the Keahole Generating Station.

#### KDC's Ability to Aid the Commission by Presenting an Affirmative Case

15. Through its knowledge of events relating to HELCO's expansion of the Keahole Generating Station and its participation in the proceedings described in Paragraphs 2 and 3, above, KDC will be able to help the Public Utilities Commission obtain important information and insight into HELCO's activities and a background of the costs, cost increases and expenses that HELCO incurred and, particularly, the reasonableness and prudence of such costs, cost increases and expenses.

#### Relief Sought by KDC

16. KDC seeks relief in the form of an order to be issued by the Public Utilities Commission that disallows certain

costs, cost increases and expenses incurred by HELCO in the expansion of the Keahole Generating station from being added to HELCO's rate base and that disallows HELCO from passing such costs, cost increase and expenses on to the ratepayers.

#### Hearing on Motion

17. KDC does not request a hearing on this motion in light of KDC and HELCO's agreement that KDC's participation is appropriate. However, to the extent that other parties or the Public Utilities Commission believe that a hearing is appropriate, KDC does not object to such a hearing.

#### Filing Fee

18. KDC has transmitted the required filing fee with this motion, payable to the Chief Clerk of the Public Utilities Commission.

#### Service of Documents

19. KDC has transmitted an original and eight (8) copies of this motion and, further, has provided two copies of this motion to each of the following parties by mailing the same, postage prepaid, at the United States Post Office in Kailua-Kona, Hawaii, addressed as follows:

Hawaii Electric Light Company, Inc.  
1200 Kilauea Avenue  
Hilo, HI 96729-4295

Division of Consumer Advocacy  
Department of Commerce and Consumer Affairs  
P.O. Box 541  
Honolulu, HI 96809

A separate certificate of service will be filed with the  
Public Utilities Commission.

DATED: Kailua-Kona, Hawaii, July 5, 2006.

KEAHOLE DEFENSE COALITION, INC.,  
a Hawaii nonprofit corporation

By: Keichi Ikeda  
KEICHI IKEDA  
Its President

BEFORE THE PUBLIC UTILITIES COMMISSION

STATE OF HAWAII

In the Matter of the	)	DOCKET NO. 05-0315
Application of	)	
	)	
HAWAII ELECTRIC LIGHT COMPANY,	)	VERIFICATION AND AFFIDAVIT OF
INC.	)	KEICHI IKEDA
	)	
for Approval for Rate Increases	)	
and Revised Rate Schedules and	)	
Rules.	)	
	)	

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VERIFICATION AND AFFIDAVIT OF KEICHI IKEDA

STATE OF HAWAII	)	
	)	ss.
COUNTY OF HAWAII	)	

KEICHI IKEDA, being first duly sworn on oath, deposes and says that:

1. He is the President of the Keahole Defense Coalition, Inc., a Hawaii nonprofit corporation, having a principal place of business in North Kona, County and State of Hawaii;

2. After a duly noticed meeting of the Board of Directors and officers of the Keahole Defense Coalition, Inc., the Board of Directors, upon the recommendation of the officers and counsel, resolved to submit the motion to which this Verification and Affidavit is attached and authorized Keichi Ikeda, its President, as well as its other officers, to present the motion to the Public Utilities Commission;

3. Pursuant to a settlement that was reached between Keahole Defense Coalition, Inc. and Hawaii Electric Light Company,

Inc., it was agreed by Keahole Defense Coalition, Inc. and Hawaii Electric Light Company, Inc. that it is appropriate for Keahole Defense Coalition, Inc. to participate in this Docket;

4. Public records show that KDC, its directors and/or officers, initiated or participated in several proceedings before federal, state and county agencies that relate to Hawaii Electric Light Company, Inc.'s proposal to increase generating capacity on the Island of Hawaii and to expand the Keahole Generating Station;

5. Without limitation, these proceedings include:

a. Federal Proceedings

(1) Preparation of material for the United States Environmental Protection Agency (San Francisco office) relating to construction activity at the Keahole Generating Station and the need for appropriate air permit(s) for such activity;

(2) Two appeals of air permits issued to Hawaii Electric Light Company, Inc., which appeals addressed actions of the State of Hawaii Department of Health and data used by the Department of Health and the Hawaii Electric Light Company, Inc. to support the air permits so issued;

b. State Proceedings

(1) Two separate contested case hearings before the State of Hawaii Department of Land and Natural Resources relating to Conservation District Use Permits for the Keahole Generating Station;



(2) A series of hearings before the State of Hawaii Department of Land and Natural Resources following decisions rendered by the Third Circuit Court relating to permit conditions attached to Conservation District Use Permits for the Keahole Generating Station;

(3) Three agency appeals before the Third Circuit Court relating to the Conservation District Use Permits for the Keahole Generating Station;

(4) Several original actions before the State of Hawaii Department of Land and Natural Resources and the Third Circuit Court relating to environmental impact statements, building permits and other agency permits for the Keahole Generating Station;

(5) Several appeals before the Hawaii Supreme Court arising out of the proceedings referred to in Paragraphs b(1) to b(4), above;

(6) Monitoring of proceedings of the Public Utilities Commission on Dockets relating to CT-4, CT-5 and Integrated Resource Plan and the applications of independent power producers to increase generating capacity on the Island of Hawaii;

c. County Proceedings

(1) Hearings before the County Council for the County of Hawaii;

(2) Administrative proceedings with the Department of Public Works, County of Hawaii;

6. In addition, some of KDC's directors and/or officers also participated in various meetings held by public and private agencies relating to the generation, distribution and conservation of electrical energy, including meetings of the State Legislature on legislation proposed and enacted by the State Legislature;

7. The participation of KDC and/or its directors and officers in the proceedings described above give KDC a unique insight into the actions and decisions of Hawaii Electric Light Company, Inc. to expand the Keahole Generating Station as a means of increasing generating capacity on the Island of Hawaii and the fiscal impacts resulting therefrom;

8. He has read the motion to which this Verification and Affidavit is attached and states that the representations made therein are to the best of his knowledge and recollection true and correct.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

Keichi Ikeda  
KEICHI IKEDA

Subscribed and sworn to before me this  
5th day of JULY, 2006.

Michael J. Matsukawa

Name: MICHAEL J. MATSUKAWA

J.J. Notary Public, State of Hawaii

My commission expires: 4-14-2009